

RESOLUTION # \_\_\_\_\_

RESOLUTION GRANTING EASEMENT TO  
DUKE ENERGY PROGRESS, INC.  
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WHEREAS, pursuant to NCGS §160A-273 a county has the authority to grant easements over, through, under, or across any county property;

WHEREAS, the County is the listed owner of a certain lot or parcel of land located off Donnybrook Drive in Bent Creek containing 21.7 acres, more or less, and described as recorded in Deed Book 1686, Page 586 Buncombe County Registry;

WHEREAS, Duke Energy Progress, LLC ("DEP") is in the process of placing utility lines underground in the Bent Creek area in order to protect them from weather related hazards;

WHEREAS, DEP currently has an overhead line running through a portion of the county property and DEP would like to run new utility lines underground through the county property and DEP will then abandon the current easement for the overhead lines; and

WHEREAS, this Board is of the opinion that it is in the best interests of the citizens and residents of the County to grant an easement to DEP in order to facilitate these services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Buncombe as follows:

1. That the Chair, Vice-Chair and County Manager, or any one of them, be and is hereby authorized to execute an Easement (a copy of which is attached to this Resolution) granting to Duke Energy Progress, Inc. an easement to construct, maintain, and operate electric facilities on the property described above.
2. That this resolution shall be effective upon its adoption.

This the \_\_\_\_ of April, 2019.

ATTEST

BOARD OF COMMISSIONERS FOR THE  
COUNTY OF BUNCOMBE

\_\_\_\_\_  
Lamar Joyner, Clerk

By: \_\_\_\_\_  
Brownie Newman, Chairman

APPROVED AS TO FORM

\_\_\_\_\_  
County Attorney